

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 03-772)

In the Application of:

Somberg et al.

Serial No.: 10/655,878

Filed: September 5, 2003

For: Method For Detecting Transferase
Enzymatic Activity

Examiner: C. Peterson

Group Art Unit: 1651

Confirmation No. 6857

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

TRANSMITTAL LETTER

In regard to the above identified application:

1. We are transmitting herewith the attached papers for the above identified new patent application:

- ☒ Fifth Supplemental Information Disclosure Statement;
- ☒ Form PTO/SB/08A; and
- ☒ Cited References; and
- ☒ Return Receipt Postcard.

2. With respect to fees:

a. \$180.00 fee is enclosed.

3. GENERAL AUTHORIZATION: Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490.

4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450 on October 27, 2006.

Date: October 27, 2006

Respectfully,

Emily Miao
Reg. No. 35,285

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(Case No. 03-772)

In re Application of:)
Somberg et al.)
Serial No.: 10/655,878) Group Art Unit: 1651
Filed: September 5, 2003) Examiner: C. Petersen
For: Method for Detecting Transferase) Confirmation No.: 6857
Enzymatic Activity)
)

FIFTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In order to comply with discretionary regulations 37 CFR §§1.97 and 1.98, attached hereto are Form PTO/SB/08a and copies of the documents listed thereon. The documents contain information which the Examiner may consider to be important in deciding whether to allow the present application to issue as a patent.

U.S. PATENTS

1. WOOD et al., U.S. Patent No. 7,083,911 B2, issued August 1, 2006.

FOREIGN PATENTS

2. WOOD et al., International Application No. WO 02/066671 A2, published August 29, 2002.
3. HATTORI et al., European Patent Application No. EP 1 041 151 A1, published October 4, 2000.
11/02/2006 TBESHAH1 00000026 10655878
01 FC:1806 180.00 OP

In accordance with MPEP Sections 609 and 707.05(b), it is requested that each document cited (including any cited in applicant's specification which is not repeated on the attached Forms PTO/SB/08a and PTO/SB08b) be given thorough consideration and that it be

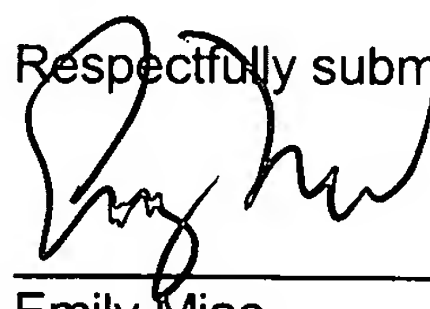
cited of record in the prosecution history of the present application by initialing on Form PTO-1449. Such initialing is requested even if the Examiner does not consider a cited document to be sufficiently pertinent to use in a rejection, or otherwise does not consider it to be prior art for any reason, or even if the Examiner does not believe that the guidelines for citation have been fully complied with. This is requested so that each document becomes listed on the face of the patent issuing on the present application.

The present Disclosure Statement is being submitted in compliance with 37 CFR 1.56 insofar as an Examiner might consider any of the cited documents important in deciding whether to allow the application to issue as a patent, but the citation of each document is not to be construed as an admission that such document is necessarily relevant or prior art. No representation is intended that the cited documents represent the results of a complete search, and it is anticipated that the Examiner, in the normal course of examination, will make an independent search and will determine the best prior art consistent with 37 CFR 1.104(a) and 1.106(b) and, in the course of each search, will review for relevance every document cited on the attached form even if not initialed.

Early and favorable consideration is earnestly solicited.

Dated: October 27, 2006

Respectfully submitted,



Emily Miao
Registration No. 35,285

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(Use as many sheets as necessary)

Complete if Known

Application Number	10/655,878
Filing Date	September 5, 2003
First Named Inventor	Richard Somberg
Art Unit	1655
Examiner Name	Clark D. Petersen
Attorney Docket Number	03-772

Sheet

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Attorney Docket Number

03-772

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Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ "Number ⁴ "Kind Code ⁵ (if known)				
	2	WO 02/066671 A2	08/29/2002	Wood et al.		
	3	EP 1 041 151 A1	10/04/2000	Hattori et al.		

Examiner
Signature

Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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